

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.03 ZZ, Closed Area No. 17-G, Harpswell Sound, Harpswell is promulgated.

TEXT OF RULE: DMR Regulation 95.03 ZZ, Closed Area No. 17-G, Harpswell Sound, Harpswell.

- 1) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the flats and waters of Harpswell Sound, Harpswell, west of a line beginning at Potts Point, then extending north to the north end of Pinkham Island, then to navigational buoy C"9" at Interval Shoal, then to the southwest end of Clemons Wharf (approximately 2000 feet south of Stover Point).
- 2) Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the flats and waters of Harpswell Sound, Harpswell, west of a line beginning at the first dock south of Fire House Road in West Harpswell, then extending north to navigational buoy C"15" at Merriman Ledges, then to the northeast side of Clark Cove.

EFFECTIVE DATE: January 29, 2004

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TIMES RECORD
February 2, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.03 ZZ, Closed Area No. 17-G, Harpswell Sound, Harpswell. This new regulation closes Clark Cove, Harpswell, due to failing water quality, and it describes the closure from Potts Point to Stover Point, which was previously described in Closed Area No. 18. This is partly an administrative change.

The closed areas are subject microbiological pollution from point and non-point sources, which pose a threat to public health.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

C17G Harpswell Sound

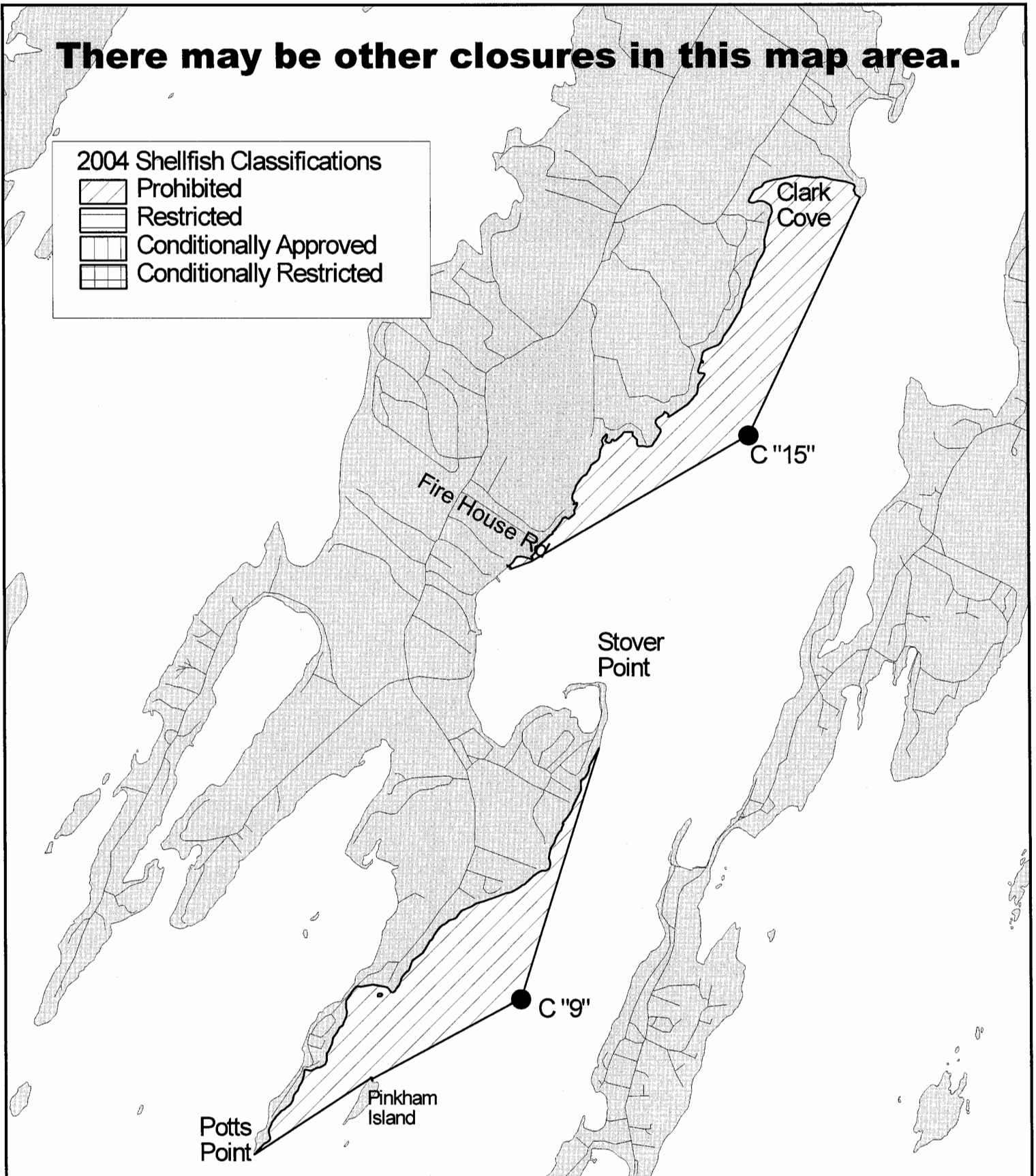
1/29/04



There may be other closures in this map area.

2004 Shellfish Classifications

-  Prohibited
-  Restricted
-  Conditionally Approved
-  Conditionally Restricted



0.6 0 0.6 1.2 Miles